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HOLMGREN JOHNSON MITCHELL MADDEN

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Ruben Morin
Clerk

July 21, 2023

Via E-Filing

Lisa Matz, Clerk of the Court
Court of Appeals
Fifth District of Texas at Dallas
600 Commerce Street, Suite 200
Dallas, Texas 75202

FILED IN
5th COURT OF APPEALS
DALLAS, TEXAS
7/24/2023 12:01:16 PM
Ruben Morin
Clerk

Re: Court of Appeals Number: 05-10-00176-CV ("This Case")
Trial Court Number: DC06-07115-H
Stone Pine Investment Banking, LLC v. American Realty Trust, Inc.

Dear Ms. Matz:

In response to your letter dated July 11, 2023 please be advised that the bankruptcy of Stone Pine Investment Banking, LLC, No. 10-37635HRT, remains pending at this time in the United States Bankruptcy Court for the District of Colorado. That Court entered judgment in a related adversary proceeding, Civil Action No. 20-cv-1372-WJM (consolidated with Civil Action Nos. 20-cv-1395-WJM, 20-cv-1723-WJM, and 20-cv-1724-WJM) in large part in favor of the Trustee, David E. Lewis, as Chapter 7 Trustee for Stone Pine Investment Banking, LLC on April 14, 2020. That judgment was appealed and cross-appealed to the United States District Court for the District of Colorado, which entered its Final Judgment affirming the judgment on November 18, 2021. The District Court's final judgment was appealed to the Tenth Circuit where it is currently pending as consolidated Cause No. 21-1423. Oral arguments were held in the appeal on May 16, 2023.

Accordingly, the appeal in This Case should be retained as abated on this Court's docket.

Very truly yours,

/s/ Melissa Johnson

Melissa Johnson

CC: all Counsel of record via e-filing

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Shawnte Kinney on behalf of Mitchell Madden
Bar No. 12789350
skinney@hjmlegal.com
Envelope ID: 77788014
Filing Code Description: Letter
Filing Description: Status Letter
Status as of 7/24/2023 7:50 AM CST

Case Contacts

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Associated Case Party: PaulBagley

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Associated Case Party: Stone Pine Capital, LLC

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